

## **REMARKS**

As per applicant's interview with the Examiner on 02/08/2007, the applicant is submitting the proposed changes discussed over the interview

Claims 1-37 and 47-54 are pending in this application. Claims 38-46 are cancelled. Claims 25-37 and 49-57 are withdrawn. Applicant respectfully requests reconsideration of the pending claims, in view of the claim amendments above and the following remarks.

Claims 1-3, 5 and 8-13 stand rejected under 35 U.S.C. 102(b) as being anticipated by Wernicke et al. (USPN 5,188,104).

On page 3 of the Office Action in item #4, the Examiner stated "it is noted that the features upon which applicant relies (i.e., that the system can switch between two modes of stimulation) are not recited in the rejected claims(s). Although the claims are interpreted in light of the specification, limitations from the specification are not read into the claims".

Applicant submits that amended independent claims 1, 15 and 47 contain limitations not taught or even suggested in the cited references. Applicant believes that the independent claims are now allowable.

Applicant also submits that the dependent claims are also allowable because of their dependence on the independent claims 1, 15 and 47.

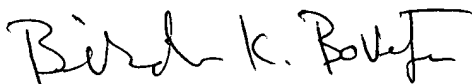
### Conclusion

In view of the claim amendments and forgoing remarks, it is respectfully submitted that the rejections have been overcome and the pending claims are in condition for allowance. An indication of allowability of pending claims is earnestly solicited.

If there are any significant concern's regarding the pending claims, the Applicant requests an interview with the Examiner.

Further, if the Examiner has any comments or suggestions which could place this application in even better form, or if the Examiner feels that a telephone conversation would further prosecution and/or expedite allowance, the Examiner is invited to contact the undersigned.

Respectfully submitted,



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